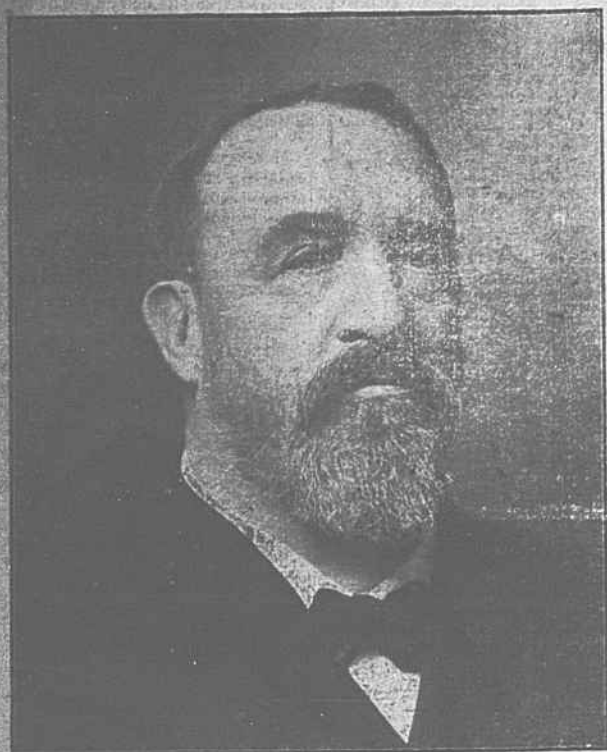


FAIRMONT BIDS THE LAWYERS WELCOME



JUDGE JOHN W. MASON,
President of the State Bar Association.

MEETING OF WEST VIRGINIA BAR ASSOCIATION ATTRACTS MANY ATTORNEYS JUDGE STAFFORD WILL SPEAK AT COURT-HOUSE TO-NIGHT

The twenty-first annual meeting of the State Bar Association of West Virginia now in session in the Circuit Court room brings together the greatest array of legal talent ever assembled in the State. Among these disciples of Blackstone, Coke, Littleton, Mansfield, Kent and Story are giants who will discuss the interesting questions and find solutions for the intricate problems that will come up before the association; men whose careful training along the lines of research and legal erudition will make this a meeting of great importance.

The meeting was called to order by Judge John W. Mason, president. The first item in the order of business, was the address of the president.

The address of Judge Mason was ably discussed by Judge Thos. P. Jacobs, who said that such an interesting and important address ought not to pass without some discussion. He entered the following resolution, which was referred to the committee on Judicial Administration and Legal Reform: "Resolved that it is the opinion of the Association that a general national naturalization law should be enacted by Congress conferring upon the Federal Courts exclusive power and authority to admit to citizenship, permitting the applicant, however, to make his declaration of intention to become a citizen in any court or record, but allowing no court except a Federal Court to admit to citizenship by naturalization thus establishing a uniform system throughout the Union."

Geo. E. Price, of Charleston, is discussing the president's address said that the strength of the present election law is that it punishes the bribe-taker alone; this puts fewer votes upon the markets; that where the bribe-taker and the bribe-giver are both punished the efficacy of enforcement of the law is hindered by the difficulty in obtaining evidence. He thought also that the prosecuting attorneys should be appointed by the court.

The committee on admission asked for more time in order to make its report for candidates for membership were still being received. The request was granted and reported immediately after the association was called to order this afternoon.

The report of Secretary Peterkin was read and approved.

The report of Treasurer Miller was read and Hens. Ira E. Robinson and B. L. Butcher were appointed a committee to audit the accounts of the treasurer.

The recommendations of the executive council were then read and action was taken upon the same. There was one recommendation that was objectionable which was voted down, the rest of the report was adopted as read.

The committee on nominations is composed of the following members: W. W. Brannon, of Weston; W. P. Hubbard, of Wheeling; George E. Price, Charleston; Thos. P. Jacobs, of New Martinsville; and St. George Tucker Brooke, of Morgantown.

Hon. Wendell P. Stafford, of Vermont, who will deliver the principal address of the meeting on the "Lawyer to-night," will be met at Oakland by the following committee: Judge U. S. Kendall, Judge W. S. Raymond, Hon. W. W. Brannon, Hon. Ira E. Robinson, Judge T. P. Jacobs and J. Price Kirby. Judge Stafford will arrive on train 55 at 7:30 this evening.

A. M. Poundstone, of Buckhannon, read a very able paper entitled, "Proceedings in cases before judgment or decree." In discussing this question he cited the practice in several of the States which are looked to as criterions in deciding legal procedure. Mr. Poundstone thinks that the two Virginias are ahead of the sister States in their mode of procedure and that Virginia is ahead of West Virginia from the fact that she has rule days at the first and middle of the month wherein the rule days in West Virginia are at the first of the month. The writer thinks there should be some change in the practice of taking depositions in chancery causes.

Report on Nominations.

Chairman W. W. Brannon, of the nominating committee, submitted the following list:

For President—A. G. Dayton, J. W. Vandervort, John W. Davis.

For vice presidents:

First Congressional district M. F. Snyder.

Second Congressional district, William McDonald.

Third Congressional district, E. W. Knight.

Fourth Congressional district, H. H. Moss, Jr.

Fifth Congressional district, Wells Goodykunst.

Secretary—Harvey F. Smith, W. G. Peterkin.

Treasurer—W. N. Miller, Wm. Gordon Mathews.

Executive council:

W. P. Willey, J. M. Ambler, H. M. Russell, Elliott Northcott, E. L. Nuckolls.

Delegates to the American Bar Association:

John W. Mason, H. C. Harvey, M. F. Snyder, C. M. Alderson, L. J. Williams, Robert W. Dailey.

T. P. JACOBS, Secretary

At press time this afternoon the following members of the association had signed the register:

Andrew Edmiston, Weston; John T. Harris, Parkersburg; U. S. Kendall, H. S. Lively, A. L. Lehman, John L. Lehman, of Fairmont; Thos. P. Jacobs, New Martinsville; W. N. Miller, Parkersburg; St. George T. Brooks, Morgantown; W. W. Brannon, Weston; E. F. Bowers, Frank Cox, Morgantown; C. W. Campbell, A. M. Cunningham, Parsons; Wm. M. O. Dawson, Charleston; Jas. A. Meredith, M. M. Neely, Fairmont; Elliott Northcott, Huntington; George E. Price, Charleston; W. G. Peterkin, Parkersburg; Ira E. Robinson, Grafton; Millard F. Snyder, Harry Shaw, Harvey P. South, Harry Scherr, A. O. Stanley, E. M. Showalter, Fairmont; Joseph Sprigg, Cumberland; C. F. Teter, Phillip; LeRoy Taylor, Marmington; A. J. Valentine, Parsons; Frank Nesalt, Wheeling; E. W. McPeak, Fayetteville; E. L. Nicksols, Fayetteville; T. B. Horan, Fummersville; Nelson C. Hubbard, Wheeling; Frank A. McMahon, Wheeling; Hunter H. Moss, Parkersburg; O. A. Hood, Keyser; W. B. Mathews, Charleston; James W. Ewing, Wheeling; B. L. Butcher, T. N. Parks, Fairmont; W. P. Hubbard, Wheeling; John W. Mason, J. N. Arnett, J. P. Kirby, W. S. Meredith, Fairmont; H. C. Thurman, Webster Springs; H. C. Showalter, Harrisville; L. M. Lafollette, Charleston; Wm. McDonald, Keyser; M. G. Ambler, Parkersburg; Edwin Maxey, Morgantown; W. W. Hughes, Welch; John W. Davis, Clarkburg; Roy Reger, Buckhannon; Scott C. Lowe, Fairmont; John Bassel, Clarkburg; Geo. P. Chase, J. A. Fisher, Sutton; W. W. Smith, Morgantown; W. C. Bennett, Weston; Jno. Conniff, Wheeling; P. J. Crogan, Kingwood; J. Hen Woods, Phillip; H. W. Farmer, Clarkburg; John Henshaw, Fairmont; C. Powell, Fairmont; J. L. Wamsley, F. R. Yoke, Morgantown; I. G. Lazelle, Morgantown.

Officers Elected.

The officers for next year were elected this afternoon as follows: president, Jno. W. Davis; vice presidents, First Congressional district,

M. F. Snyder; Second Congressional district, William McDonald; Third Congressional district, E. W. Knight; Fourth Congressional district, H. H. Moss; Fifth Congressional district, Wells Goodykunst; secretary, W. G. Peterkin; treasurer, W. N. Miller; executive council, W. P. Willey, H. M. Ambler, H. M. Russell, Elliott Northcott and E. L. Nuckolls; delegates to the American Bar Association, H. C. Harvey, L. J. Williams and Robert W. Dailey.

Judge Mason's Address.

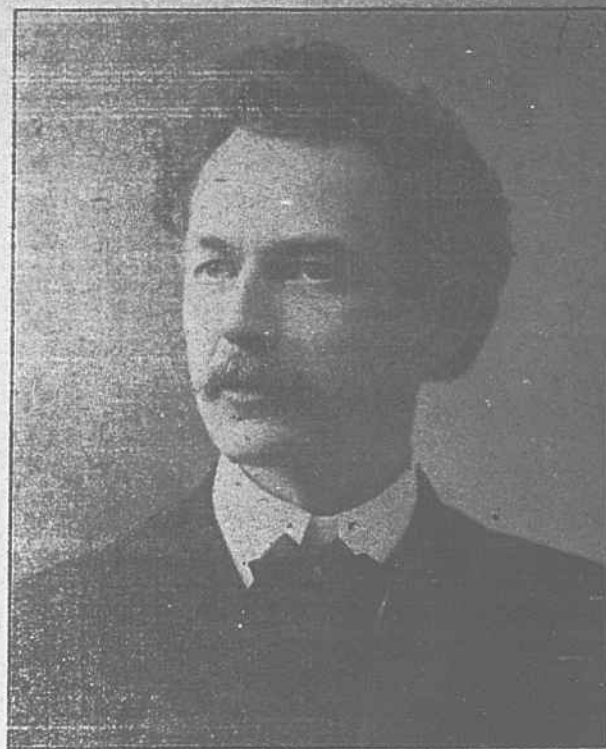
In making his address as president of Bar Association, Judge Mason said: Gentleman of the Association:

I beg to assure you that I appreciate most highly the distinguished honor you have conferred upon me by electing me President of this Association, an association composed of the most learned and influential men of the State.

I am persuaded that you who know me well realize what a task it is to me to prepare a paper which may with propriety be identified with the name of an address, and will endorse my words when I say that I would gladly stop here, and call these remarks my address, and proceed with the regular order of the business of the Association, but in view of the requirements of the constitution, and the examples set me by my distinguished predecessors, I should at least put myself in a position that attorneys are often compelled to occupy when filing demurrers. They must say something in their behalf to prevent the court from stating in its order that nothing was alleged in support of the motion. I should sufficiently comply with the mandate of the constitution, so that when the proceedings of this session are made up the records may show that here the President delivered his address. It is a good rule that when a person has nothing of importance to say, he should be silent, but I assume that this rule will be relaxed in favor of one who is compelled by constitutional mandate to speak. It is always pleasant to discuss subjects about which men generally agree. When I invite your attention to some reflections upon the election laws of our State, I cannot hope that all will agree with me, in the conclusions I shall reach, and hence a mere agreeable subject might have been selected. As elections by the people are always associated, in some degree, with partisan politics, it is difficult to agree even upon the methods of procedure, but I am of opinion that there are some principles so just and essential to good government, and some so dangerous and pernicious, that we may find some common ground on which all good citizens can stand.

Every true American possessing a spark of patriotism values highly the privilege of casting a vote at all public elections. He feels, and it is proper that he should so consider it, that

(Continued on Eighth Page.)



HON. WENDELL P. STAFFORD,
Justice of the Supreme Court of the District of Columbia, Who
Will Address the Bar Association To-night.

ARTHUR YOST GOT WHAT WAS COMING TO HIM LAST NIGHT

L. L. MALONE

IS PRESIDENT OF NEW COMPANY
WHICH SUCCEEDS WAGNER-
PALMROS MFG. CO.

The Fairmont Mining and Machine Company is the name of a new company just organized which will be the successor of the Wagner-Palmros Manufacturing Company. Mr. L. L. Malone is president of the new organization and Geo. T. Watson will be general manager of the new company. The new company will have no connection with the Fairmont Coal Company as has been erroneously stated.

The new plant will have almost double the capacity of the old and will employ about twice as many men. It will do all kinds of foundry work; will manufacture mining cars, coal tipples, car hauls, mining drills and do all kinds of repair work.

The new management will take charge the 2d or 3d of January.

The success of the new company is assured when it is known that Mr. L. L. Malone is its president. What ever Mr. Malone takes hold of goes and the men who will be associated with him are strong and capable and our people may rest assured that soon we shall have a manufacturing company second to none in its line in the country.

Will Freeland was simply released by a number of citizens last night for the cowardly assault made upon him several days ago by Arthur Yost. Without the slightest provocation the crippled boy was set upon and beat up by Yost in the rear of the Court-house.

Last night some citizens found out that the officers intended sending Yost out of town. It was no use keeping him in the lock-up. He thrived on that life. It was the intention to put him on one of the early morning trains and get him out of the county. Deputy Sheriff Watson took him from the jail shortly after midnight and started down Parks avenue for the depot. When they had proceeded some fifty feet down the avenue a masked figure stepped from the shadows and remarked to Yost, "I'll take charge of you."

Without another word a long rawhide whip whizzed through the air and a report not unlike a pistol testified that it had reached the mark. The young desperado was a good starter and he was off at the crack. He had just got fairly started when a whale-bone accelerated his speed to some extent.

Now he was under a full head of steam. A long, like whip caught him fairly around the legs and from that on at every jump he let out imprecations, but they did not diminish his speed any.

Had "Hurry Up" Yost ever known of this fellows prowess in the sprinting line, a new star would have arisen at Michigan. He is a wonder. Every time one of the whips would swish, a yell would go out to high heaven and Yost's knees were pointed in that direction when he passed the Tavern.

Some of the vigilantes claim that they got two cracks at his anatomy but that seems utterly ridiculous. He was going through that heavy blanket of fog at such a gallop that it was a hard matter to get in one good one.

The detonations from the whips reminded one of a bunch of firecrackers going off. They were giving odds at the Tavern five minutes after the start that Yost was past Mannington, while some went so far as to give even money that he was in Ohio by fifteen. At any rate it is a safe bet that Fairmont will not see his ugly face for many a day.

This seems to be the most expeditious way of ridding the city of undesirable parties with no cost to the city or county. And it is most effective, and with no danger attached.

Yost got off easier than many thought was proper but if he ever returns he will get the rest. Of course there was much provocation for running last night, but his behavior indicated the most arant cowardice. He was the personification of fear in the

FELLOW WHO HIT WILL FREE-
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(Continued on Fifth Page.)

TRAFFIC MANAGERS TELL COMMERCE COMMISSION THEY WILL BE GOOD

IMPORTANT CONFERENCE AT
NATIONAL CAPITAL TO-DAY
ON REBATE QUESTION.

DELEGATION OF WESTERN MEN
BRING IN THE OLIVER
BRANCH OF PEACE.

THEY PROMISE TO TIP OFF TO
THE COMMISSION ALL VI-
OLATIONS OF LAW.

WASHINGTON, Dec. 28.—An important conference which may result in the wiping out of the rebate system was held at the offices of the Interstate Commerce Commission on this morning. A delegation of traffic managers of the great western roads, bearing the Oliver Branch of peace, waited upon Chairman Knapp and Commissioner Clements and Cockrell to tell them that they had decided to be good and that they would not only quit rebating, but would take pleasure in tipping off to the commission any evil practices they might discover in other roads. The commission has already been in communication with the managers of the important eastern roads and has received assurances of a similar character from them.

The delegation that came this morning was headed by J. C. Stubbs, traffic director and vice president of the Harriman lines, who acted as spokesman. The others were: G. T. Nicholson, vice president of the Santa Fe; R. H. McCullough, vice president of the Chicago and Northwestern; J. H. Hillard, vice president of the Chicago, Milwaukee and St. Paul; J. M. Johnson, assistant to the vice president of the Gould lines; J. F. Holden, freight traffic manager, Rock Island; J. W. Blabon, freight traffic manager Chicago and Alton; Howard Morris, vice president and general counsel Wisconsin Central; C. I. Wellington, general traffic manager, Colorado and Southern; C. Halle, traffic manager, Missouri, Kansas and Texas; W. T. Martin, vice president Soo lines; E. E. Smythe, general freight agent, Kansas City and Southern.

It is understood that the roads thus represented have arranged for a sort of secret service, whereby they will keep tab, not only on each other, but also upon other lines. Every violation of the anti-rebate law is to be reported at once to the Interstate Commerce Commission and the roads will furnish such evidence as they can procure in the case. The scheme meets with the hearty approval of the commission, which has always contended that the rebate system could never be entirely suppressed without the co-operation of the railroads.

Attorney George Alexander was in Clarkburg on business yesterday.

THE WEATHER.

Rain To-night.

WASHINGTON, Dec. 28.—Forecast for West Virginia: Rain to-night and Friday, possibly snow in the mountain districts. Warmer to-night.

HAMMOND

IS NAMED AS DARNALL'S SUC-
CESSOR AS SUPERINTENDENT
OF REFORM SCHOOL.

COUNTYTOWN, Dec. 28.—The board of directors of the West Virginia Reform School here this morning announced the election of Rev. D. S. Hammond, of Weston, as the successor of O. E. Darnall as superintendent of the institution. Rev. Hammond was president of the board of directors and has a thorough knowledge of the school. He was formerly presiding elder of the Charleston district and is a man of attainment and ability. He will take charge of the school next Tuesday.

Mr. Darnall will leave for his position on Tuesday also, although he had not expected to take charge of his new duties until the first of February. There was a fire at the Boy's Reform School, in the District of Columbia, of which he will have charge, is the cause of his going one month earlier than at first planned. The loss caused by fire was about \$100,000 instead of \$20,000 as at first reported and there was no insurance.

Funeral Services This Afternoon.

This afternoon at Cunningham's undertaking rooms on Jefferson street, short funeral services were held over the remains of the Italian boy who was crushed to death by a motor in the New England mine yesterday. The remains were laid to rest in the Holy Cross cemetery.



HON. W. G. PETERKIN,
Of Parkersburg, Secretary of the State
Bar Association.

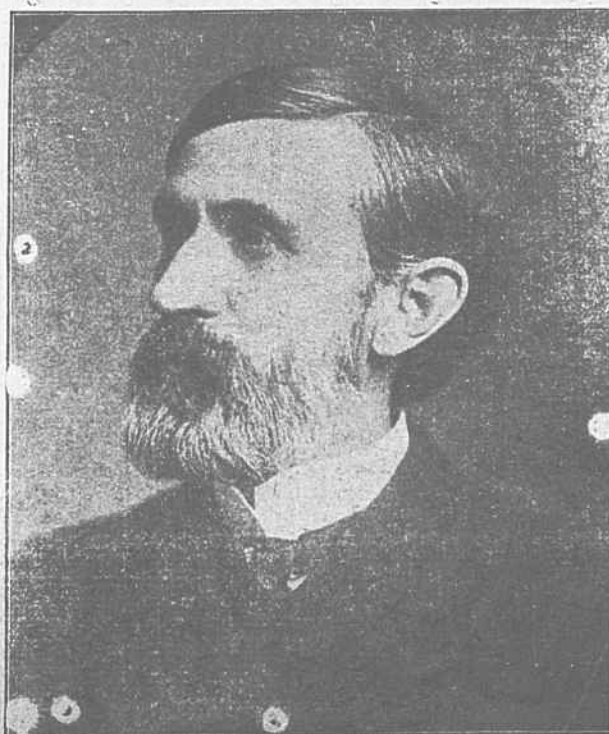
I. C. WHITE NAMED BY
AMERICAN GEOLOGISTS.

Morgantown Man Is Honored By
Geologist Society of America.

OTTAWA, Ont., Dec. 28.—The annual meeting of the Geological society of America opened here yesterday by an address of Dr. Robert Bell, director of the Canadian Geological survey. There was a large attendance of American and Canadian representatives.

Secretary, N. S. Fairchild, Rochester, N. Y.

I. C. White, of Morgantown, West Virginia, was elected treasurer for 1906.



GOV. WM. M. O. DAWSON,
A Prominent Member of the West Virginia State Bar Association.



HON. W. P. WILLEY,
Of Morgantown, President of the Ex-
ecutive Committee of the
State Bar Association.

MOVE OUT STOCK.

Yeagers are now taking an inventory of stock and getting ready for their Final Big Slaughter Sales, dates of which will be made later on.

Special inducements to merchants to move out stock in whole lots. The store is open and you have the opportunity of buying now.

Little Child Dead.

Amos O. Stanley, Jr., aged 17 days, the little son of Mr. and Mrs. Morgan Stanley, of Mt. Vernon avenue, died yesterday evening of pneumonia. His funeral will take place Friday and he will be buried at 1 o'clock P. M. at Mt. Nebo.

Try a West Virginian want ad.